



Dkt. 1919/62814 A/JPW/GJC 6 2003

RECEIVED
MAY 6 2003 #14
TECH CENTER 1600/2900 5/21/03
5/21/03 83%

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Timothy Norris et al.
Serial No. : 09/711,272 ✓ Group Art Unit: 1624
Filed : November 9, 2000 ✓ Examiner: T. McKenzie
For : STABLE POLYMORPH ON N-(3-ETHYNYLPHENYL)-6,
7-BIS (2-METHOXYETHOXY)-4-QUINAZOLINAMINE
HYDROCHLORIDE, METHODS OF PRODUCTION, AND
PHARMACEUTICAL USES THEREOF

1185 Avenue of the Americas
New York, New York 10036
April 24, 2003

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with their duty of disclosure under 37 C.F.R. §1.56, applicants would like to direct the Examiner's attention to the following document which is listed on Form PTO-1449 (**Exhibit A**) and is also listed below. Copy of the reference listed below as items 1 is attached hereto as **Exhibit 1**.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. §1.97(d) after the mailing of a final Office Action on the merits. Under 37 C.F.R. §1.97(d), an information disclosure statement filed after the mailing of a final Office Action or Notice of Allowance but before the payment of the issue fee shall be considered if it is accompanied by (1) the statement specified in 37 C.F.R. §1.97(e), and (2) the fee set forth in 37 C.F.R. §1.17(p). Under 37 C.F.R. §1.17(p), the fee for filing an Information Disclosure Statement after the mailing of a final Office Action on the merits is ONE HUNDRED EIGHTY DOLLARS and a check including this amount is enclosed.

Applicants: Timothy Norris et al.
Serial No.: 10/711,272
Filed: November 9, 2000
Page 2

In accordance with 37 C.F.R. §1.97(e) applicants also point out that the item of information contained in this Information Disclosure Statement was first cited in an EPO Search Report dated April 11, 2003 in a corresponding EPO application not more than three months prior to the filing of the subject Supplemental Information Disclosure Statement. A copy of the April 11, 2003 EPO Search Report is attached hereto as **Exhibit B**. Accordingly, applicants request that this Supplemental Information Disclosure Statement be considered.

1. European Patent Application No. EP 1 044 969 A2, published October 18, 2000 (**Exhibit 1**);

Applicants request that the Examiner review the reference and make it of record in the subject application.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

Applicants: Timothy Norris et al.
Serial No.: 10/711,272
Filed: November 9, 2000
Page 3

No fee, other than the enclosed \$180.00 fee, is deemed necessary in connection with the filing of this Supplemental Information Disclosure Statement. However, if any other fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,

Gary J. Gershik ✓

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:
Assistant Commissioner for Patents
Washington, DC 20231.

Gary J. Gershik 4/24/03
John P. White Date
Reg. No. 28,678
Gary J. Gershik
Reg. No. 39,992

John P. White
Registration No. 28,678
Gary J. Gershik
Registration No. 39,992
Attorneys for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400